IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 24TH SEPTEMBER 2007 / 2ND ASWINA 1929

Bail Appl..No. 5723 of 2007()

AGAINST THE JUDGEMENT/ORDER IN BA.5306/2007 Dated 31/08/2007
CRIME NO.135/07 OF THENMALA POLICE STATION

.....

: PETITIONER/1ST ACCUSED

RAJANEESH, S/O. BALAN,
RAJANEESH BHAVAN, EDAMON 34, EDAMON MURI,
-DO- VILLAGE.

BY ADV. SRI.S.PRAKASH

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 24/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.5723 of 2007

Dated this the 24th day of September 2007

O R D E R

Application for regular bail. The petitioner is the first accused. The petitioner faces allegations inter alia under Sections 406 and 420 I.P.C. The crux of the allegations against the petitioner is that he collected amounts on behalf of a finance company as the collection agent of such finance company. He cheated the customers by collecting the amounts from them and not remitting the amount to the financier. Complaint was lodged by some of the customers. The petitioner was arrested on 25/7/2007.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer, a period of sixty days from the date of arrest having already been elapsed and the final report have not been filed and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner shall be released on bail on the following terms and conditions:

i) He shall execute a bond for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioner shall make himself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays, for a period of two months and thereafter as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007